

## PROOF OF SERVICE

I am a citizen of the United States and a resident of the State of California. I am employed in San Francisco County, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is Cooley Godward Kronish LLP, 101 California Street, 5th Floor, San Francisco, California 94111-5800. My email address is <a href="mailto:keudaley@cooley.com">keudaley@cooley.com</a>. On the date set forth below I served the document described below in the manner described below:

## NOTICE OF ENTRY OF ORDER RE DISMISSAL OF ENTIRE ACTION PURSUANT TO FRCP RULE 77(D)(1)

| (BY U.S. MAIL) I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service |
|---|
| at San Francisco, California.   |

- (BY MESSENGER SERVICE) by consigning the document(s) to an authorized courier and/or process server for hand delivery on this date.
- (BY FACSIMILE) I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.
- (BY OVERNIGHT MAIL) I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for collection and processing of correspondence for overnight delivery, and I caused such document(s) described herein to be deposited for delivery to a facility regularly maintained by Federal Express for overnight delivery.
- (BY ELECTRONIC MAIL) I am personally and readily familiar with the business practice of Cooley Godward Kronish LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing, and I caused said documents to be prepared in PDF and then served by electronic mail to the parties listed below.

on the following parties in this action:

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|    | Case 3:07-cv-03136-JL Document 37 Filed 09/03/2008 Page 3 of 6 |
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|    |  |
| 1  | Ira Leshin, Esq.<br>LAW OFFICES OF IRA LESHIN                  |
| 2  | 220 Sansome Street, 6th Floor<br>San Francisco, CA 94104       |
| 3  | San Francisco, CA 94104  |
| 4  | Executed on September 3, 2008, at San Francisco, California.   |
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| 6  | Kathy A. Eudaley  Kathy A. Eudaley                             |
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STIPULATION FOR DISMISSAL OF ENTIRE ACTION PURSUANT TO FRCP 41 (A)(1) - CASE NO. C 07-03136 JL 1

## C3863:04756708438614L DB68HBAR1576 FFILLA DB68HBAR1576 FFILLA DB68HBAR1576

| 1  | Plaintiff, Aria Razban, by and through her attorney of record, Ira Leshin, and Defendants.         |
|----|--|
| 2  | VAXGEN, INC. AND LISA BROOKS, by and through their attorneys of record, Gregory C.                 |
| 3  | Tenhoff, of the law offices of COOLEY GODWARD KRONISH, LLP, hereby agree and                       |
| 4  | stipulate to a dismissal with prejudice of the entire above entitled action with each side to bear |
| 5  | their own attorneys fees, litigation costs and expenses.   |
| 6  | D 4 1 4 4 4 5 2000   |
| 7  | Dated: August 15, 2008 LAW OFFICES OF IRA LESHIN   |
| 8  | By: dia Vakin  |
| 9  | Ira Leshin   |
| 10 | Attorney for Plaintiff ARIA RAZBAN   |
| 11 | Dated: August 20, 2008 COOLEY GODWARD KRONISH LLP  |
| 12 | Dated: August 2, 2008 COOLEY GODWARD KRONISH LLP   |
| 13 | By: Elyn Howd for  |
| 14 | Gregory C. Tenhoff   |
| 15 | Attorneys for Defendants VAXGEN, INC. and LISA BROOKS  |
| 16 |  |
| 17 | It is so ordered.  |
| 18 | Dated: August 22, 2008   |
| 19 | Ho vable James Larson  |
| 20 | United States Magistrate Judge   |
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